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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,)
10)
11 Plaintiff,) Case No.: 2:20-CR-00090-CDS-VCF
12 vs.)
13) STIPULATION TO CONTINUE
14 QUNEIL GASTON,) SENTENCING DATE
15)
16 Defendant.) (FIRST REQUEST)
17 _____)

18 *Certification:* This stipulation is filed pursuant to General Order 2007-04.

19 IT IS HEREBY STIPULATED AND AGREED, by and between Jason Frierson
20 United States Attorney, and Dan Cowhig, Assistant United States Attorney, counsel for
the United States of America, and Gabriel L. Grasso, Esq, counsel for QUNEIL GASTON
(GASTON), that the sentencing hearing currently scheduled for December 1, 2022, at
21 11:30 am., be vacated and continued to a date and time convenient to this court, but no
event earlier than FOURTY FIVE (45) days.

22 Pursuant to General Order No. 2007-04, this stipulation is entered and based upon
23 the following:

- 24 1. GASTON is in custody and does not oppose this continuance.
- 25 2. The parties agree to the continuance.
- 26 3. The parties have agreed on this sentencing continuance to allow GASTON time to
recover from illness.
- 27 4. Although the requested 45 days falls in mid January for setting purposes, defense
counsel informs the court that he will be out of the jurisdiction between January 23 and
February 3.

1 5. Denial of this request for continuance would deny the defense sufficient time to be
2 able to assist in defendant's sentencing and file a Sentencing Memorandum with the
3 court.

4 6. This is the first request for a continuance of the sentencing date in this case.

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6 DATED this 28th day of November, 2022.
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9 RESPECTFULLY SUBMITTED BY:
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11 /s/ *Dan Cowhig*
12 DAN COWHIG
13 Assistant United States Attorney
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11 /s/ *Gabriel L. Grasso*
12 GABRIEL L. GRASSO
13 Attorney for GASTON
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8 UNITED STATES OF AMERICA,)
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10 Plaintiff,) Case No.: 2:20-CR-00090-CDS-VCF
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12 QUNEIL GASTON,) STIPULATION TO CONTINUE
13) SENTENCING DATE
14 Defendant.) (FIRST REQUEST)
15 _____

16 **FINDINGS OF FACT**

17 Based upon the submitted Stipulation, and good cause appearing therefore, the
18 Court finds that:

- 19 1. The parties have agreed on this sentencing continuance to allow GASTON time to
20 recover from illness.
21 2. GASTON is in custody does not oppose to the continuance.
22 3. The parties agree to the continuance.

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1 **CONCLUSIONS OF LAW**
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3 Denial of this request for continuance would result in a miscarriage of justice.
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5 **ORDER**
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7 **IT IS ORDERED** that the sentencing hearing currently scheduled for December 1,
8 2022, at 11:30 a.m., be vacated and continued to January 17, 2023, at the hour of
9 11:30 a.m. in courtroom 6B.
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11 IT IS SO ORDERED:
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14 _____
15 UNITED STATES DISTRICT JUDGE
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17 DATED: 11/29/2022
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